

### **311B.150 Prohibited activities.**

It shall be unlawful for any person to:

- (1) Claim to be a licensee or perform medical imaging or therapeutic procedures unless licensed under this chapter;
- (2) Manipulate equipment that produces ionizing radiation or administer radiopharmaceuticals unless licensed under this chapter;
- (3) Knowingly employ an advanced imaging professional, medical imaging technologist, radiographer, radiation therapist, nuclear medicine technologist, or limited X-ray machine operator unless that individual is licensed under the provisions of this chapter; or
- (4) Be an advanced imaging professional, medical imaging technologist, radiographer, radiation therapist, nuclear medicine technologist, limited X-ray machine operator, employer of one (1) of these individuals, or any other person who, having knowledge of a situation listed in paragraphs (a) to (j) of this subsection, refrains from reporting to the board a licensee who:
  - (a) Has been convicted of any felony or a misdemeanor involving drugs, alcohol, fraud, deceit, falsification of records, a breach of trust, physical harm or endangerment to others, or dishonesty under the laws of any state or of the United States;
  - (b) Is suspected of fraud or deceit in procuring or attempting to procure a license or credential to practice in his or her discipline;
  - (c) Is suspected of negligently or willfully acting in a manner inconsistent with professional practice relative to his or her discipline;
  - (d) Is suspected of being unfit or incompetent to practice by reason of negligence or other causes, including but not limited to being unable to practice with reasonable skill or safety;
  - (e) Has a license or credential to practice medical imaging or radiation therapy denied, suspended, revoked, or otherwise disciplined in another jurisdiction on grounds sufficient to cause a license or credential to be denied, suspended, revoked, or otherwise disciplined in this Commonwealth;
  - (f) Is practicing medical imaging or radiation therapy, as it pertains to this chapter, without a current active license or valid temporary license issued by the board;
  - (g) Is suspected of misusing or misappropriating any drugs placed in the licensee's custody to be administered to or used by others;
  - (h) Is suspected of falsely or negligently making incorrect entries or failing to make essential entries on essential records;
  - (i) Is suspected of abusing controlled substances, prescription medications, illegal substances, or alcohol; or
  - (j) Is suspected of violating any provision of this chapter.

**Effective:** July 12, 2012

**History:** Created 2012 Ky. Acts ch. 50, sec. 15, effective July 12, 2012.